

10-09-01

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DOCKET NO. : UPN-4105 (M2351)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

David B. Weiner and Joo-Sung Yang

Serial No.: Not yet assigned

Group Art Unit: Not yet assigned

Filing Date: Herewith

Examiner: Not yet assigned

For: Compositions and Methods of Using Capsid Protein from Flaviviruses and
Pestiviruses

EXPRESS MAIL LABEL NO: EL 884785894 US
DATE OF DEPOSIT: October 4, 2001

EL 884785894 US

- Box Patent Application
 Provisional Design

Assistant Commissioner for Patents
Washington DC 20231

Sir:

PATENT APPLICATION TRANSMITTAL LETTER

Transmitted herewith for filing, please find

- A Utility Patent Application under 37 C.F.R. 1.53(b).

It is a continuing application, as follows:

continuation divisional continuation-in-part of prior application number
_____._____.

- A Provisional Patent Application under 37 C.F.R. 1.53(c).

- A Design Patent Application (submitted in duplicate).

- Request for Nonpublication.** The invention(s) disclosed in the present application filed herewith has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing. Thus, pursuant to 35 U.S.C. §122(b)(2)(B)(i), Applicant(s) request that the above-identified patent application not be published.

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Including the following:

- Provisional Application Cover Sheet.
- New or Revised Specification, including pages 1 to 71 containing:
- Specification
- Claims
- Abstract
- Substitute Specification, including Claims and Abstract.
- The present application is a continuation application of Application No. _____ filed _____. The present application includes the Specification of the parent application which has been revised in accordance with the amendments filed in the parent application. Since none of those amendments incorporate new matter into the parent application, the present revised Specification also does not include new matter.
- The present application is a continuation application of Application No. _____ filed _____, which in turn is a continuation-in-part of Application No. _____ filed _____. The present application includes the Specification of the parent application which has been revised in accordance with the amendments filed in the parent application. Although the amendments in the parent C-I-P application may have incorporated new matter, since those are the only revisions included in the present application, the present application includes no new matter in relation to the parent application.
- A copy of earlier application Serial No. _____ Filed _____, including Specification, Claims and Abstract (pages 1 - @@), to which no new matter has been added TOGETHER WITH a copy of the executed oath or declaration for such earlier application and all drawings and appendices. Such earlier application is hereby incorporated into the present application by reference.
- Please enter the following amendment to the Specification under the Cross-Reference to Related Applications section (or create such a section) : "This Application:
 is a continuation of is a divisional of claims benefit of U.S. provisional Application Serial No. _____ filed _____

- Signed Statement attached deleting inventor(s) named in the prior application.
- A Preliminary Amendment.

30 Sheets of Formal Drawings.

Drawing view to publish: Figure 1.

- Petition to Accept Photographic Drawings.

Petition Fee

An Executed Unexecuted Declaration or Oath and Power of Attorney.

An Associate Power of Attorney.

An Executed Copy of Executed Assignment of the Invention to _____

A Recordation Form Cover Sheet.

Recordation Fee - \$40.00.

The prior application is assigned of record to _____

Priority is claimed under 35 U.S.C. § 119 of Patent Application No. _____ filed _____ in _____ (country).

A Certified Copy of each of the above applications for which priority is claimed:

is enclosed.

has been filed in prior application Serial No. _____ filed _____ .

Please enter the following amendment to the first sentence of the specification (or create such a sentence): "This application claims benefit of international application No. _____, which was published under PCT Article 21(2) in English."

Applicant(s) by its/their undersigned attorney, claims small entity status under 37 C.F.R. §1.27 as: